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2 TOWN OF LYONS BOARD OF TRUSTEES MEETING  
3 VIRTUAL MEETING  
4 LYONS TOWN HALL, 432 5<sup>TH</sup> AVENUE, LYONS, COLORADO

5  
6 **ZOOM LINK**

7 [https://us02web.zoom.us/j/84783569048?pwd=UjILN0Q0NFpmdDNTUW1UUDc5ZE](https://us02web.zoom.us/j/84783569048?pwd=UjILN0Q0NFpmdDNTUW1UUDc5ZEovZz09)  
8 [ovZz09](#)

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10 **Meeting ID: 847 8356 9048**

11 **Passcode: 178130**

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16  
17 DRAFT AGENDA

18 **MONDAY, MAY 3, 2021**

19  
20 5:30 pm – 6:15 pm WORKSHOP

21 CEMEX COMMITTEE

22 6:15 PM - 6:50 PM

23 STATE REPAYMENT PLAN

24  
25 7:00 PM BOARD OF TRUSTEES REGULAR MEETING

- 26 I. Roll Call and Pledge of Allegiance **Present:** Mayor Angelo, Mayor Pro Tem Browning,  
27 Trustee Rogin, Trustee Karavas, Trustee Lowell **Absent:** Trustee Miller Trustee Waugh  
28 Trustee Waugh joined the meeting after the Pledge of Allegiance.  
29
- 30 II. A Reflective Moment of Silence – in memory of former Mayor Glenn Klepal who passed  
31 this week.  
32
- 33 III. Approve Agenda – **Motion:** move to approve MK/KW Motion: amend to item 3 in GB  
34 discussion/direction regarding Letter of intent to join BOCO Hazard Mitigation Plan  
35 Seconded by: Trustee Karavas Vote passes 6-0 original vote passes 6-0  
36
- 37 IV. Audience Business – LaVern Johnson, 306 Evans, May is History Month, willing and  
38 able to open the museum starting June 1 – Oct 31. July 1<sup>st</sup> first concert do Mr/Mrs Good  
39 Old Days, Celebrate the graduating pioneer family recipients.  
40
- 41 V. Boulder County Sheriff's Report, Sgt. Bill Crist – Glenn Klepal is my wife's uncle and  
42 very sad to hear of his passing, thanked the Mayor for acknowledging him. Student  
43 Council met and we need a few more participants. Fuel spill is being handled by .  
44 Drones in LMJ today bothering the eagles, big no-no. I will personally be following up  
45 with this. I will not tolerate that.  
46
- 47 VI. Trustee Reports
- 48 1. Trustee Lowell – Ecology met 4/20, community garden hot topic, drafted a resolution;  
49 looking for town support and requesting Christmas House site as potential lot. Water and  
50 insurance costs were discussed. Reminder that during gas spill things got nuts, but the

- 51 town has the ecology board for support. Notify chair of ecology board to see how they can  
52 assist.
- 53 2. Mayor Pro Tem Browning - PRC meets next Monday, will report then. Got to know Mr.  
54 Klepal through meals on wheels, got to know him well, and he is a good example of what  
55 LEAF/Senior Programs do, allow people to live independently. He will be missed.
  - 56 3. Trustee Rogin – HPC has Dr. Erin Baxter for a talk May 8<sup>th</sup> at LMJ park. EVC welcomed  
57 Laura Levy, great group. Discussed comp plan/summer messaging for the town.  
58 Encourage whoever sent anonymous letter to the BOT to please make yourself known to  
59 us. Thanks to Ben Rodman, well organized event.
  - 60 4. Trustee Waugh - PCDC met updating reviews of current development and prepping for  
61 comp plan and joint BOT meeting. I will join workshop May 17<sup>th</sup> but not the meeting, will  
62 be in Maine.
  - 63 5. Trustee Karavas – UEB meets Wednesday; General Permit for WWTF is issued move on  
64 to Outfall connection and then rerating. Electric meters – 40 more to complete project.  
65 Looking at additional providers for electric. Computers will only hold 2 months of data,  
66 working on that with Aaron. 1<sup>st</sup> Ave water line water pressure problems persist, testing is  
67 happening.
  - 68 6. Mayor Angelo – glad to hear the student advisory committee is meeting with Sgt. Crist;  
69 Read in public service recognition proclamation.

70  
71 VII. Boards & Commissions  
72

73 VIII. Proclamations

- 74 1. Archaeology and Historic Preservation Month – Mayor Angelo read in – see attached.

75  
76 IX. Staff Reports

- 77 1. Flood Recovery Update – Manager Sanders 2<sup>nd</sup> Ave bridge on schedule despite  
78 weather; prepping the approaches for paving. 4<sup>th</sup>/Evans Ped bridge, 30% design, 2  
79 public meetings 5/13 and 5/18. Outfall project contractor has been selected, hopeful to  
80 start late this week. Backup power for lift stations at PW buildings, need permits.
- 81 2. Administrator's Report – COVID: case levels in BOCO are rising; Governor issued new  
82 ex order regarding mask mandate. Over 90% of 70+ in BOCO are vaccinated. Bohn  
83 Park hosts are back/LMJ hosts are in as well. 2<sup>nd</sup> hosts arrive end of May.  
84 Softball/baseball 8 teams using the fields, and signups for adult league. June 12<sup>th</sup>  
85 outdoor artisan market/vendor booths. Gas spill on Hwy 36, meeting daily with core  
86 group responsible for cleanup. Keeping one lane open, may have to remove a portion of  
87 the road to be able to continue excavating. The creek levels are safe to be in; still if you  
88 smell gas, do not get in. EPA actually scolded us for the local actions that took place  
89 before they could respond. Unless we are assigned a job, they have professionals. We  
90 could certainly inform committees, very fortunate not more damage. We can learn from  
91 this as there was mixed messaging in the beginning. Remediation will continue for  
92 weeks. Trustee Rogin any talk about talking to CDOT about the curve? Administrator  
93 Simonsen stated we have talked about that, seems like curve has changed; they are  
94 aware and will be doing a study.
- 95 3. Legal Update – Trustee Lowell asked on Attorney Bill; is that amount for attendance at  
96 BOT meetings. Trustee Waugh asked Administrator Simonsen asked about 355 Main  
97 St, had not pulled any building permits? Administrator Simonsen stated they are in  
98 compliance now, questioned change in use, building department very much involved.

99  
100 X. Public Hearings and Ordinances

- 101 1. 1<sup>st</sup> Reading – Ordinance 1100 – An Ordinance of the Town of Lyons, Colorado Repealing  
102 and Replacing Section 2-8-140 And Chapter 16, Article 12 of the Lyons Municipal Code  
103 Concerning Historic Preservation – Yani Jones reported this Ordinance would bring the  
104 town into conformance allow the town to apply for funding options and other resources for  
105 historic preservation. Big change establishes oversight requirements for designated historic

106 sites. **Motion:** move to approve **Moved by:** Trustee Rogin **Seconded by:** Trustee Lowell  
107 **Vote passes 6-0**

108  
109 XI. Consent Agenda

110 1. Resolution 2021-50 – a Resolution of the Town of Lyons, Colorado Awarding a  
111 Construction Agreement for The Lyons Valley River Park Water Quality Improvement  
112 Project, Project # Lvrp-Wq1, with EcoResource Solutions, Inc.

113 2. May Accounts Payable

114 3. April 19, 2021 BOT Meeting Minutes

115 **Motion:** approve agenda **Moved by:** Trustee Karavas **Seconded by:** Trustee Waugh  
116 Trustee Lowell pulled item 1. Resolution 2021-50 **Vote to pass as amended 6-0**  
117

118 XII. Items Removed from Consent Agenda – Trustee Lowell ecstatic about this; proposal has  
119 evolved to a nano-bubbler system, talking about benthos bacterial; 120 pounds over  
120 course of season; has the fact that these ponds drain into the river been considered.  
121 Want assurance this will not affect the ponds. Director Cosgrove, we did address and  
122 have the option of not using that service; is all-natural solution to balance the PH of the  
123 water, no restrictions. Brady Gabbert, EcoResource Solutions, is a non-pesticidal  
124 product, it expedites the process of breaking down the muck in the ponds. Banana  
125 bubble system works different, used all over the US. Trustee Lowell, with new outfall  
126 pipe, increased copper levels and now this, are we creating a new witches brew? Mr.  
127 Gabbert, often used in systems that connect to rivers; copper would have no adverse  
128 reactions. **Motion:** move to approve Resolution 2021-50 **Moved by:** Trustee Lowell  
129 **Seconded by:** Trustee Waugh Trustee Karavas will this treatment be only for this year;  
130 or repeatedly? Director Cosgrove, only the initial year and then use systems in place.  
131 Trustee Waugh asked will this clear up all the algae and the carp will have plenty?  
132 Director Cosgrove, yes, they will be fine. **Vote passes 6-0**  
133

134 XIII. 10 Minute Break - If needed  
135

136 XIV. General Business

137 1. Staff Update on Parks Visitor Management Plan/Capacity Plan – Arielle Hodgson  
138 reported on the Bohn Park Artisan market event, live music and vendors. Not  
139 encouraging folks to sit, just ambiance. Sandstone summer concerts pushed to 7/1 thru  
140 8/12, down to 7 from 10 events. Lisa Ramsey – thanked town staff for coming up with a  
141 workable plan for our parks this summer. We will have our park hosts, Crystal at LMJ  
142 and a local high school student to work Bohn on weekends. Trident security will be  
143 monitoring parks again. Sheriff is always available as well. Parks have been extremely  
144 busy, but with Bohn Park open should alleviate congestion. Looking at capacity limits  
145 and when park is full, we can close the gate. Reservable spaces for the parks; looking at  
146 reserving picnic tables for a very small fee; extra space in parks and will be counting at  
147 the gate for safety reasons. Follow covid precautions; hopeful to hit blue status in May  
148 and then can open shelters to full capacity. Will certainly try to accommodate as many as  
149 we can; will have signage on the highway to flash the message that park is full, please go  
150 to Bohn. Hopeful for a successful summer. Mayor Angelo, Reserve America is company  
151 we are using? Lisa Ramsey, we use them for RV sites; the best software; and Rec Desk  
152 for shelters. Director Mitchell, Reserve America requires \$10 fee to reserve, they get  
153 \$3.50, and the town gets \$6.50. Trustee Lowell thanked town staff; are picnic tables  
154 going to be numbered? Lisa Ramsey, yes, they already are, May 19<sup>th</sup> Lyons Volunteers  
155 will be installing posts for these tables. Trustee Lowell asked what are capacity limits?  
156 Deputy Clerk Davis stated we are working with Fire, going off best judgement for acre  
157 size, building spaces, how many trees. The number is 114 people per acres; want to try  
158 it for the month of July, includes camping/tent sites, shelters. Would put LMJ at 1,596  
159 people at capacity. Fire wants to review after July. Also discussed how Special Events  
160 come into play; more port a potties are brought in; more security. Deputy Clerk Davis  
161 stated all facilities get set different capacity limits. We are planning a meeting once the

162 second hosts arrive with staff, Trident, BOCO sheriff to get a head of those issues.  
163 Trustee Rogin disappointed in \$10 fee for picnic tables. Discussion on maps/Reserve  
164 America being available in Spanish. Mayor Pro Tem Browning asked, when capacity is  
165 met; what do you do with local walk ins? Deputy Clerk Davis, as long as they are going  
166 for a walk, not bringing in coolers/camping materials they will be allowed. Mayor Pro Tem  
167 Browning asked what is being arranged for BOCO Sheriff to be in parks on weekends?  
168 Several incidents last year where staff were verbally assaulted, cursed at. What is  
169 budget? Deputy Clerk Davis, working with Ben Rodman for training on how to deal with  
170 difficult people. Extra Duty for weekends, Sgt. Crist is concerned with their staffing levels;  
171 will address priority weekends. Trustee Waugh complemented staff, serious concerns  
172 when town closes parks, what are we going to do to enforce parking on streets. What is  
173 town going to do to property owners who will be affected by closing the parks. Serious  
174 concern last year, kicking out over 100 people a day because they couldn't get into the  
175 park. Attorney Dittman stated if someone is trespassing on private property that is the  
176 homeowners' issue to address. Trustee Waugh suggested that maps and additional  
177 information that outline where public access to river is allowed. Encourage enforcement  
178 of town boundaries, we need to educate people on that. Trustee Rogin, could we revisit  
179 more towards middle of June? Mayor Pro Tem last year we were advised that a  
180 reservation system would be required to enter the park. The town needs to start working  
181 towards that goal; increased demands on public lands, increased population and what  
182 Rocky Mtn Park did last summer, is something we need to get here. If we don't have  
183 ample support from the sheriff, we need to look at downsizing the capacity numbers.  
184 Trustee Lowell, agree, thought we were going to see a reservation system. Expecting a  
185 crush of people in the parks. Trustee Karavas, I agree, one major piece we are missing,  
186 budgets/no security cameras in parks. If there is an emergency in the park, what is our  
187 contingency plan, big concerns. Trustee Rogin last year all other parks in the region were  
188 closed, hopefully with all other parks open that may help. Mayor Angelo, I concur, need  
189 to revisit sooner than July. Attorney Dittman suggested that newly hired vendor can give  
190 map at time of renting tubes. Administrator Simonsen – we are talking about emergency  
191 plans with officials, not something we publicize for safety reasons. Attorney Dittman BOT  
192 can have an executive session to discuss emergency plan.

- 193 2. Discussion/Direction to Staff on American Rescue Plan (ARP) \$470K funds/projects –  
194 Director Mitchell big projects ahead of us; several other funding sources. BOCO expected  
195 to get 62 million; discussing if it will be like Collaborative. Discussed the bigger projects  
196 (Broadway Imp/Longs Peak) where would the board like to see the money used. Several  
197 smaller projects as well, want the board to start thinking about which projects should  
198 move to the top. Administrator Simonsen, we don't need a definitive answer now, we  
199 picked projects from all different areas; opportunity to save money now or start projects  
200 we didn't have money for. We can get you all this data and have a workshop. Mayor  
201 Angelo, a comprehensive workshop is needed, need numbers on 4" water mains. Trustee  
202 Waugh, Planning Commission discussed the update/establishment of GIS systems. Very  
203 powerful tool as single point to gather data. Need to enable the team with the proper  
204 tools. Trustee Rogin, could any funds be used to fund a natural resources director  
205 position, especially considering recent gas spill? Safety improvements would also be  
206 great. Mayor Pro Tem Browning, broad band access is important, more so than ever.  
207 Estes Park is adding its own service, Longmont has its own. EP feeder line coming right  
208 through Lyons. Keep URA funding source as well. Attorney Dittman I work with EP on  
209 their broadband, could get a workshop to get more info. Administrator Simonsen, we  
210 have reached out to Longmont as well, once they had buildout in their community they  
211 could come to Lyons. Remember, if we get these 5/6 grants, we will need grant staff.  
212 None of these will be successful without staff to follow up at the federal level.
- 213 3. Discussion/Direction to staff on submitting letter of intent to join BOCO Hazard Mitigation  
214 Plan, we are annex of BOCO. We submitted our plan, and BOCO was a little late, we  
215 were notified on Friday that FEMA wants more work done on the County's plan including  
216 the annexes. By May 7<sup>th</sup> the County wants to know if we want to be a part of BOCO's  
217 plan or go on our own. FEMA has a new requirement to receive federal funds you need

218 to have a plan on file. Due to our size, location, and resources, we need to be part of  
219 BOCO's plan. They will hire a consultant to do reviews, need a nod from BOT for Mayor  
220 to sign letter of intent. Formal resolution at next meeting to ratify decision. Board  
221 consensus was to sign the letter.  
222

223 XV. Discussion on Future Agenda Items

- 224 1. Trustee Rogin – have NAACP to see what it would take for town to become member of  
225 NAACP and costs/benefits.
- 226 2. Trustee Karavas – parks and capacity/ cameras to be installed for security reasons.  
227

228 XVI. Summary of Action Items

- 229 1. Follow up on enforcing parking/trespassing issues when town parks are closed.
- 230 2. Executive Session on parks emergency plan at same time we reevaluate plans mid-  
231 June.
- 232 3. Workshop on additional COVID/ARP funding and projects.
- 233 4. Mayor to sign BOCO Hazard Mitigation letter of intent, resolution at next meeting.
- 234 5. Resolution for repayment state plan.
- 235 6. Deputy Clerk Davis to follow up on maps/education for reservation system.
- 236 7. Change billing entry on Firm's legal bills.  
237

238 XVII. Adjournment – **Motion:** move to adjourn **Moved by:** Trustee Waugh **Seconded by:**  
239 Trustee Karavas **Vote passes 6-0** meeting adjourned at 9:29 pm.  
240

241  
242

243 Respectfully Submitted by:

244  
245

246 \_\_\_\_\_  
Dolores M. Vasquez, CMC – Town Clerk

246 \_\_\_\_\_  
Mayor Nicholas Angelo

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253 "The Town of Lyons will not discriminate against qualified individuals with disabilities on the basis of disability in its  
254 services, programs, or activities. Persons needing accommodations or special assistance should contact the Town  
255 at [hr@townoflyons.com](mailto:hr@townoflyons.com) as soon as possible, but no later than 72 hours before the scheduled event."

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